

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

THE UNIVERSITY OF DELAWARE, a
Delaware corporation, and NAPRO
BIOTHERAPEUTICS, INC., a Delaware
corporation,

Plaintiffs,

v.

HOWARD GAMPER, an individual,
ALAN M. GEWIRTZ, an individual, and
THE TRUSTEES OF THE UNIVERSITY OF
PENNSYLVANIA, a Pennsylvania
corporation,

Defendants.

Civil Action No. 02cv3224

STIPULATION FOR A VOLUNTARY DISMISSAL

Pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, all parties hereby voluntarily dismiss all of their claims and counterclaims without prejudice to the right of any party to file an action against any other party relating to or pertaining to the facts or claims alleged and at issue in this action, provided that any such new action shall be filed in accordance with the terms of the attached Agreement and shall be filed no earlier than June 17, 2003, and further provided that nothing herein shall constitute a waiver of any claim or defense that may now exist or that may arise in the future. The parties shall bear their own costs and attorneys fees.

Executed this 17th day of March, 2003:

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